

***Case No COMP/M.3283 -
FERROSER / TERIS /
ECOCAT JV***

Only the English text is available and authentic.

**REGULATION (EEC) No 4064/89
MERGER PROCEDURE**

Article 6(1)(b) NON-OPPOSITION
Date: 19/11/2003

*Also available in the CELEX database
Document No 303M3283*



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 19.11.2003

SG (2003) D/232975

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties

Dear Madam(s) and/or Sir(s),

**Subject: Case No. COMP/M.3283 – Ferroser/Teris/Ecocat JV
Notification of 21.10.2003 pursuant to Article 4 of Council Regulation (EEC)
No. 4064/89¹, as last amended by Regulation (EC) No 1310/97²
Publication in the Official Journal of the European Union No. C 261,
30.10.2003, page 17.**

1. On 21 October 2003, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89, as last amended by Regulation (EC) No 1310/97, by which Ferroviaal Servicios, S.A. (“Ferroser”, Spain), belonging to the group Ferroviaal and Teris, S.A., (“Teris”, France), belonging to the group Suez, acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Ecocat, S.L, by way of purchase of shares.
2. The business activities of the undertakings concerned are :
 - for Ferroser: urban services (street cleaning, waste management and water supply), building, infrastructure and facility maintenance and management,
 - for Teris : hazardous waste management and soil detoxication,

¹ OJ L 395, 30.12.1989 p. 1; corrigendum: OJ L 257, 21.9.1990, p. 13.

² OJ L 180, 9. 7. 1997, p. 1; corrigendum OJ L 40, 13.2.1998, p. 17.

- for Ecocat : hazardous waste management and soil detoxication.
3. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EEC) No. 4064/89 and of paragraph 4, subparagraph a of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EEC) No 4064/89³.
 4. For the reasons set out in the Notice on a simplified procedure, the Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EEC) No. 4064/89.

For the Commission

Mario MONTI
Member of the Commission

³ OJ C 217, 29.07.2000, p. 32.